

CERTIFICATE OF EFS FILING UNDER 37 CFR §1.8

I hereby certify that this correspondence is being electronically transmitted to the United States Patent and Trademark Office, Commissioner for Patents, via the EFS pursuant to 37 CFR §1.8 on the below date:

Date: May 19, 2009

Name: Sheryl L. Hutchings

Signature: Sheryl L. Hutchings

**BRINKS  
HOFER  
GILSON  
& LIONE**

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re Appln. of: Satoshi Washio et al.

Appln. No.: 10/583,622

Filed: April 23, 2007

For: COMMUNICATION DEVICE FOR  
CONTROLLING THE USE OF CONTENT  
(as amended)

Examiner: Babar Sarwar

Art Unit: 2617

Conf. No.: 5916

Attorney Docket No.: 9683/266

**TRANSMITTAL**

MAIL STOP AMENDMENT  
Commissioner for Patents  
PO Box 1450  
Alexandria, VA 22313-1450

Sir:

**Attached is/are:**

- ☒ Supplemental Information Disclosure Statement (4 pgs); Form PTO-1449 (2 pgs); Foreign References (19); Non-Patent Literature References (2); Transmittal (1 pg).

**Fee calculation:**

- ☒ No additional fee is required.
- ☐ Small Entity.
- ☐ An extension fee in an amount of \$\_\_\_ for a \_\_\_-month extension of time under 37 CFR § 1.136(a).
- ☒ A petition or processing fee in an amount of \$180 under 37 CFR § 1.17(p).
- ☐ An additional filing fee has been calculated as shown below:

					Small Entity			Not a Small Entity	
	Claims Remaining After Amendment		Highest No. Previously Paid For	Present Extra	Rate	Add'l Fee	OR	Rate	Add'l Fee
Total		Minus			x \$26=			x \$52=	
Indep.		Minus			x 110=			x \$220=	
First Presentation of Multiple Dep. Claim					+\$195=			+\$390=	
					Total	\$		Total	\$

**Fee payment:**

- ☒ Please charge Deposit Account No. 23-1925 in the amount of \$180 for Supplemental Information Disclosure Statement.
- ☐ Payment by credit card in the amount of \$\_\_\_\_\_ (Form PTO-2038 is attached).
- ☒ The Director is hereby authorized to charge payment of any additional filing fees required under 37 CFR § 1.16 and any patent application processing fees under 37 CFR § 1.17 associated with this paper (including any extension fee required to ensure that this paper is timely filed), or to credit any overpayment, to Deposit Account No. 23-1925.

Respectfully submitted,

Karl F. Horlander  
Karl F. Horlander (Reg. No. 63,147)

May 19, 2009

Date

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## FIRST SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT

MAIL STOP AMENDMENT

Commissioner for Patents

PO Box 1450

Alexandria, VA 22313-1450

In accordance with the duty of disclosure under 37 CFR §1.56 and §§1.97-1.98, and more particularly in accordance with 37 CFR §1.97(c), Applicants hereby cite the following references:

U.S. PATENT DOCUMENTS		
DOCUMENT NO.	DATE	NAME
5,282,247	01/25/1994	McLean et al.
5,933,773	08/03/1999	Barvesten
6,047,071	04/04/2000	Shah
6,091,946	07/18/2000	Ahvenainen
6,173,172 B1	01/09/2001	Masuda et al.
6,212,372 B1	04/03/2001	Julin
6,236,859 B1	05/22/2001	Morper
6,314,409 B2	11/06/2001	Schneck et al.
6,320,947 B1	11/20/2001	Joyce et al.
6,342,010 B1	01/29/2002	Slifer
6,381,316 B2	04/30/2002	Joyce et al.
6,445,914 B1	09/03/2002	Findikli et al.
6,501,962 B1	12/31/2002	Green

6,633,764 B1	10/14/2003	Garcia
6,810,479 B1	10/26/2004	Barlow et al.
6,871,063 B1	03/22/2005	Schiffer
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6,999,948 B1	02/14/2006	Hatanaka et al.
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FOREIGN PATENT DOCUMENTS		
DOCUMENT NO.	DATE	COUNTRY
JP H08-065740	03/08/1996	JP
JP H09-023268	01/21/1997	JP
EP 0 607 767 B1	11/26/1997	EPO
WO 97/44762 A1	11/27/1997	WIPO
JP H09-322239	12/12/1997	JP
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WO 00/48416 A1	08/17/2000	WIPO
WO 00/59225 A1	10/05/2000	WIPO
EP 1 047 277 A2	10/25/2000	EPO
EP 1 085 395 A2	03/21/2001	EPO
KR 2001-0043378	05/25/2001	KR
EP 1 107 627 A1	06-13-2001	EPO
EP 1 143 688 A1	10-10-2001	EPO
JP 2002-100116 A	04/05/2002	JP
JP 2002-135407 A	05-10-2002	JP

#### OTHER ART – NON PATENT LITERATURE DOCUMENTS

(Include name of author, title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date page(s), volume-issue number(s), publisher, city and/or country where published.

Microsoft Outlook 98, <http://support.microsoft.com/?kbid=181005>, 2 pages of English version, 3 pages of Japanese version, July 30, 2001.

Japanese Office Action dated September 11, 2007, issued in Japanese Patent Application No. 2001-392068, with English translation, 5 pages.

Applicants are enclosing Form PTO-1449 (one sheet), along with a copy of each listed reference for which a copy is required under 37 CFR §1.98(a)(2). Pursuant to the

undersigned attorney's obligation and duties under 37 C.F.R. §§ 1.56 and 1.98(a)(3) and (c), either English language abstracts, partial translations, or full translations are included for patent documents which are not in English for the express purpose of providing a concise explanation of the references to the Patent and Trademark Office with the opportunity to evaluate the same. Applicants respectfully request the Examiner's consideration of the above reference(s) and entry thereof into the record of this application.

### **Commonly Owned Applications**

Pursuant to 37 CFR §1.56, Applicant and Applicant's attorney hereby make of record in the above-identified patent application the existence of the below described activities in the below-identified commonly owned co-pending published patent application, which may be related to the above-identified patent application. The below-identified co-pending published patent application was previously cited in an Information Disclosure Statement in the above-identified patent application.

U.S. Patent Publication No. 2003/0135748 A1 – U.S. Patent Application Serial No. 10/314,520 (9683-147) – Office Action mailed May 26, 2006, Response filed November 27, 2006; Office Action mailed February 27, 2007, Request for Continued Examination filed August 27, 2007; Office Action mailed November 16, 2007, Examiner Interview Summary mailed January 15, 2008, Response filed March 10, 2008; Office Action mailed May 28, 2008, withdrawn September 30, 2008; Office Action mailed November 3, 2008, Response filed January 20, 2009; Advisory Action mailed February 2, 2009, Request for Continued Examination filed April 1, 2009; Notice of Allowance mailed April 30, 2009, Notice of Withdrawn Action mailed April 30, 2009.

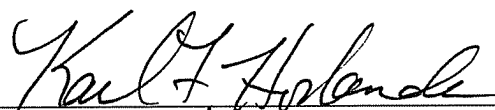
By submitting this Statement, Applicants are attempting to fully comply with the duty of candor and good faith mandated by 37 CFR §1.56. As such, this Statement is not intended to constitute an admission that any of the enclosed references, or other

information referred to therein, constitutes "prior art" or is otherwise "material to patentability," as that phrase is defined in 37 CFR §1.56(a).

Applicants have calculated a processing fee in the amount of \$180.00 to be due under 37 CFR §1.17(p) in connection with the filing of this Information Disclosure Statement. Applicants have authorized charging the fee to a deposit account, as indicated in the Transmittal accompanying this Information Disclosure Statement.

Respectfully submitted,

May 19, 2009  
Date

  
Karl F. Horlander  
(Reg. No. 63,147)